

ORDINANCE NO. 2009_____

AN ORDINANCE AMENDING ORDINANCE NO. 20090806-016 TO WAIVE APPLICABLE SITE PLAN REVIEW AND INSPECTION FEES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. The Council finds that:

- (A) On August 6, 2009, Council approved Ordinance No. 20090806-016, authorizing the negotiation and execution of a Community Facilities Agreement with Austin BC, L.P., (“ABC”) for cost participation in the construction of street improvements to a portion of 44th Street between Mo-PAC Boulevard (Loop One) and Bull Creek in an amount not to exceed \$50,595.50.
- (B) Participating in the improvements will serve the public interest by providing for the expedited repair and improvement of a section of City maintained right-of-way at a significant saving of City funds and resources.
- (C) Waiving site plan review and inspection fees will allow the improvements to be constructed within the anticipated budget.
- (D) The Public Works Department will provide the necessary review and inspection services as a part of its overall street maintenance program.

PART 2. The Council amends Ordinance No. 20090806-016 to provide for the waiver of fees for site plan review and inspection otherwise required under Ordinance Nos. 20060911-004, 20070910-008, 20080908-006, and 20090914-004, as applicable, based upon the premises and representations set forth above.

PART 3. This Ordinance takes effect on _____, 2009.

PASSED AND APPROVED

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_____, 2009

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Lee Leffingwell
Mayor

APPROVED: _____
David Allan Smith
City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk

Draft